

ASSIGNED

Serial No.

25212

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office

AUG 19 1969

Returned to applicant for correction

Corrected application filed

Map filed

AUG 19 1969The applicant W. A. Rusherof c/o Craig Moore, Denio

, County of

State of Nevada, 89404

, hereby makes application for permission to change the

point of diversionof water heretofore appropriated under Permit No. 23339

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground

(Name of stream, lake or other source.)

2. The amount of water to be changed 5.4 c.f.s.

(Second feet, acre feet.)

3. The water to be used for irrigation and domestic

(If for stock state number and kind of animals.)

4. The water heretofore used for irrigation and domestic

(If for stock state number and kind of animals.)

5. The water is to be diverted at the following point in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 4) of Section 3,T.43N., R.31E., M.D.B.&M., from which the northwest corner of said
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)
Section 3 bears N. 52° 00' W. 42 feet.6. The existing point of diversion is located within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 2) Section 3, T.43N.,R.31E., M.D.B.&M., at a point from which the northeast corner of

(If point of diversion is not changed, do not answer.)

said Section 3 bears N. 46° 43' E., 1895 feet.7. Proposed place of use N $\frac{1}{2}$ Section 3, T.43N., R.31E., M.D.B.&M., 320 acres

(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)

8. Existing place of use Same, 320 acres

(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)

9. Use will be from January 1st to December 31st of each year.

(Month)

(Month)

10. Use has been from January 1st to December 31st of each year.

(Month)

(Month)

11. Description of proposed works.

Well, pump and pipelines to sprinklers.

(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)

(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works \$15,000.00

13. Estimated time required to construct works 1 year.

14. Remarks

Compared jw/jb dc/jw

Applicant W. A. Rusher

By s/ Walter G. Reid Agent

Walter G. Reid

P. O. Box 474

Virginia City, Nevada, 89440

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 23339 is issued subject to the terms and conditions imposed in said Permit 23339 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.4 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before June 1, 1970

Proof of commencement of work shall be filed before July 1, 1970

Work must be prosecuted with reasonable diligence and be completed on or before June 1, 1971

Proof of completion of work shall be filed before July 1, 1971

Application of water to beneficial use shall be made on or before June 1, 1974

Proof of the application of water to beneficial use shall be filed on or before July 1, 1974

Map in support of proof of beneficial use shall be filed on or before July 1, 1974

Commencement of work filed IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD
Completion of work filed State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed my office, this 1st day of December

Cultural map filed
Certificate No. Issued A.D. 1969

Recorded AUG 4 1970 Page

CANCELLED 3487 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Roland D. Westergard
STATE ENGINEER

State Engineer